
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

v.

GONZALO MAYOR,
a/k/a "Gonazlo Mayor-Chitie"

: Hon. Mark Falk
:
: Magistrate No. 19-3511 (MF)
:
: **CRIMINAL COMPLAINT**
:

I, Ian Patel, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Deportation Officer with the United States Department of Homeland Security, Immigration and Customs Enforcement, and that this complaint is based on the following facts:

SEE ATTACHMENT B



Ian Patel
Deportation Officer
Immigration and Customs Enforcement
U.S. Department of Homeland Security

Sworn to before me and subscribed in my presence,
February 13, 2019 at Newark, New Jersey

HONORABLE MARK FALK
UNITED STATES MAGISTRATE JUDGE


Signature of Judicial Officer

ATTACHMENT A

On a date on or after March 10, 2011, and on or before January 7, 2019, in Hudson County, in the District of New Jersey, and elsewhere, the defendant,

GONZALO MAYOR,
a/k/a "Gonazlo Mayor-Chitie,"

being an alien, and on or about November 1, 2010, having been convicted in the Superior Court of New Jersey, Hudson County, of Observing without Consent-Another's Intimate Parts/Sex Contact, in the Fourth Degree, in violation of Section 2C:14-9(a) of the New Jersey Code of Criminal Justice, a felony, and thereafter having been deported and removed and having departed from the United States while an order of deportation was outstanding, did knowingly and voluntarily enter, attempt to enter, and was found in the United States without the Attorney General or the Secretary of Homeland Security expressly consenting to the defendant's re-applying for admission to the United States prior to his re-embarkation at a place outside the United States.

In violation of Title 8, United States Code, Sections 1326(a) and 1326(b)(1).

ATTACHMENT B

I, Ian Patel, am a Deportation Officer with the Department of Homeland Security, Immigration and Customs Enforcement ("ICE"). I am fully familiar with the facts set forth herein based on my own investigation, my conversations with other law enforcement officers, and my review of reports, documents, and items of evidence. Where statements of others are related herein, they are related in substance and part. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. The defendant, GONZALO MAYRO-GONAZLO, a/k/a "Gonzalo Mayor" (the "Defendant"), is a citizen of Guatemala, and he neither is a citizen nor a national of the United States.

2. On or about March 7, 2007, the Defendant was arrest by the Hoboken Police Department in New Jersey, for Invasion of Privacy, in violation of Section 2C:14-9(a) of the New Jersey Code of Criminal Justice.

3. On or about November 1, 2010, the Defendant pled guilty in the Superior Court of New Jersey, Hudson County, to Observing without Consent-Another's Intimate Parts/Sex Contact, in the Fourth Degree, in violation of Section 2C:14-9(a) of the New Jersey Code of Criminal Justice and was subsequently sentenced to two years' probation, the circumstance of which offense constitute a felony.

4. Thereafter, on or about February 4, 2011, the Defendant was ordered removed from the United States to Guatemala by an Immigration Judge sitting in Elizabeth, New Jersey.

5. On or about March 10, 2011, the Defendant was removed from the United States to Guatemala. Shortly before his removal from the United States on or about March 10, 2011, an official from ICE took a fingerprint from the Defendant.

6. At some point after his March 10, 2011 removal, the Defendant re-entered the United States without permission from either the Attorney General or the Secretary of Homeland Security.

7. On or about January 7, 2019, the Defendant was arrest by the Union City Police Department in New Jersey, for Domestic Violence, in violation of Section 2C:12-1(a)(1) of the New Jersey Code of Criminal Justice.

8. On or about January 9, 2019, the Defendant entered into the custody of ICE in New Jersey.

9. A fingerprint taken from the Defendant pursuant to his 2007 arrest for Invasion of Privacy was compared to his March 2011 deportation record and the January 9, 2019 fingerprints that were taken after he entered ICE's custody. All the fingerprints were found to be identical.

10. Prior to the Defendant's reentry into the United States, neither the Attorney General nor the Secretary of Homeland Security consented to the Defendant re-entering the United States. The Defendant also did not receive a waiver allowing him to re-enter the United States.